

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
ELLEN ELIZABETH TARR, *on behalf of herself and all* :  
*others similarly situated,* :

Plaintiff, :

23-CV-11007 (JMF)

-v- :

ORDER

CARIBBEAN FOOD DELIGHTS, INC., :

Defendant. :

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JESSE M. FURMAN, United States District Judge:

On March 5, 2024, Plaintiff filed a motion for entry of a default judgment against Defendant Caribbean Food Delights, Inc. *See* ECF No. 16. By Order dated March 6, 2024, the Court directed Defendant to file any opposition to the motion for default judgment by March 15, 2024, and scheduled a default judgment hearing for TODAY, March 21, 2024, at 2:00 p.m. *See* ECF No. 19. In that same Order, the Court directed Plaintiff to “serve Defendant via overnight courier with (1) a copy of the motion for default judgment[,] and (2) a copy of [the] Order by within one business day of the filing of each document,” and to file proof of such service within two business days of service. *Id.*

To date, Plaintiff has not filed any such proof of service. In light of Plaintiff’s failure to do so, Defendant’s deadline to oppose the motion for default judgment is hereby EXTENDED, *nunc pro tunc*, to **April 2, 2024**, and today’s default judgment hearing is ADJOURNED to **April 4, 2024**, at **4:00 p.m.**

Plaintiff shall serve Defendant via overnight courier with (1) a copy of the motion for default judgment and all supporting papers; (2) a copy of the Court’s March 6, 2024 Order, ECF No. 19; and (3) a copy of this Order by **March 22, 2024**. Plaintiff must file proof of such service on the docket by **March 23, 2024**. Failure to serve Defendant with these papers may result in sanctions, including but not limited to dismissal of the case.

SO ORDERED.

Dated: March 21, 2024  
New York, New York



JESSE M. FURMAN  
United States District Judge